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## PART II—Section 4

### Statutory Rules and Orders issued by the Ministry of Defence

#### MINISTRY OF DEFENCE

New Delhi, the 24th March 1951

**S.R.O. 121.**—In exercise of the powers conferred by section 60 of the Cantonments Act, 1924 (II of 1924), the Cantonment Board, Sagar, with the previous sanction of the Central Government, makes the following amendment in the notification of the Government of Central Provinces, Political and Military Department No. 1200/1142-II, dated 2nd Sep. 1929, namely:—

In the said notification, for the words and figures “at the scale of Rs. 5/- per cent. per annum for buildings within the Cantonment proper and Rs. 2/8/- per cent. per annum for buildings within the Bazar limits of the said Cantonment”, the following words and figures shall be substituted, namely:—

“at the scale of Rs. 5/- per cent. per annum for buildings within the Bazar area of the Cantonment and Rs. 7/- per cent. per annum for buildings outside the Bazar area”

[No. 53/3/G/L&C/51.]

**S.R.O. 122**—The following bye-laws for regulating the control of rickshaws plying for hire and the grant of licenses to proprietors or drivers of such rickshaws in the Agra Cantonment, made by the Cantonment Board, Agra, in exercise of the powers conferred by clauses (25), (26) and (27) of section 282, and section 283 of the Cantonments Act, 1924 (II of 1924), are published for general information, the same having been previously published, approved and confirmed by the Central Government as required by sub-section (1) of section 284 of the said Act, namely:—

#### BYE-LAWS.

1. In these bye-laws, unless the context otherwise requires:—
  - (a) “rickshaw” means a tricycle of a special type for carrying passengers propelled by human labour.
  - (b) “driver” means the person who propels a rickshaw.
2. The Executive Officer shall be the Licensing Officer and any officer authorised by the Cantonment Board, shall act as Licensing Inspector for the purpose of these bye-laws.
3. No person shall keep any rickshaw for his own use or permit any rickshaw of which he is the owner to ply for hire, within the limits of the Cantonment except under a license granted in this behalf by the Cantonment Board.

4. A license under bye-law 3 shall, on an application of the proprietor of a rickshaw and on payment of a fee of rupees twelve per annum, be issued by the licensing Officer, in the form specified in the Appendix to these rules.

5. No licence under bye-law 4 shall be granted unless the rickshaw has been approved by the Executive Officer and complies with the following conditions, namely:—

- (a) that it is not more than 5 feet wide over all;
- (b) that it is in good order and repair in all its parts;
- (c) that it is provided with three lights (one in front and two lights one on each side of the rickshaw on the mud guards); (ii) a red reflector at the rear; (iii) cycle klaxon horn; (iv) pneumatic tyres; (v) one effective brake and (vi) a leather or canvas hood and cushions; (vii) mechanism in good state of repair and (viii) a complete repair out-fit.

6. Licences issued under bye-law 4 shall be numbered serially and the number of the License shall be printed on a conspicuous part of the rickshaw to which the license relates.

7. The number of persons to be carried in a licensed rickshaw shall not exceed to with 10 seers of luggage in the aggregate.

*Explanation.*—For the purpose of this bye-law, two children each less than twelve years of age, shall be reckoned as one person.

8. Licences for rickshaw to ply for hire shall be granted on the following conditions:—

- (a) that the licensee shall keep the rickshaw clean and in good repair;
- (b) that the licensee shall not carry or permit to be carried in the rickshaw, persons exceeding the number specified in bye-law 7;
- (c) that the licensee shall not permit any person to propel the rickshaw, who has not been licensed for such purpose under bye-law 10;
- (d) that the licensee shall not demand any fare in excess of the maximum fare specified in the Schedule appended to these bye-laws;
- (e) on a demand made by any person at any time of the day or night while the rickshaw is plying for hire, the licensee shall not without reasonable cause, the burden of proving which shall be on him, refuse to let on hire the rickshaw with a driver to propel it;
- (f) that the licensee shall cause to be affixed on a conspicuous part of the rickshaw the license granted in respect of such rickshaw and a copy of the authorised table of fares;
- (g) that should the licensee carry or permit to be carried in the rickshaw any person who is suffering from any infectious or contagious disease or the corpse of any person who has died of such disease, he shall immediately after termination of his engagement for such purpose, intimate the fact to the Executive Officer, and shall not subsequently carry any other passenger in such rickshaw whether for hire or otherwise, until such rickshaw has been disinfected to the satisfaction of the such officer and a certificate has been granted by him stating that it can be used without causing risk of infection;
- (h) that the licensee shall immediately cause to be returned to the owner, if known, or to be deposited at the nearest police station any property left by the passenger in the rickshaw;
- (i) that the licensee shall for the purpose of inspection permit the Licensing Officer, a Licensing Inspector or any person specially authorised by the Executive Officer in this behalf, to enter upon the premises where any rickshaw is kept and shall also get the rickshaw inspected by any of such officers in the Cantonment Board Office, within 24 hours of the notice to do so or at such intervals as may be notified by the Licensing Officer;
- (j) that for the breach of any of these conditions the license may be suspended or cancelled by the Licensing Officer;

Provided that a rickshaw kept within an adjoining municipal limits and licensed by the Municipal Board may bring passengers from the municipal area into the Cantonment limits.

9. No person shall propel a licensed rickshaw for hire except under a licence to be granted in this behalf by the Executive Officer.

10. A licence to propel a licensed rickshaw for hire shall, on payment of a fee of rupees two per annum, be issued by the Licensing Officer, in the form specified in the Appendix.

Provided that the Licensing Officer may refuse to grant a licence to any person if in his opinion the person applying for a licence is unfit to propel a rickshaw or is under 20 years of age.

Provided further that no such licence shall be issued or renewed unless the person concerned has been medically examined and passed every quarterly by the Medical Officer-in-Charge Cantonment Board Hospital as fit to propel a rickshaw.

11. A licence to propel a licensed rickshaw for hire shall be subject to the following conditions:—

- (a) that the licensee shall always when propelling a licensed rickshaw carry with him his licence and shall on demand, produce it for inspection by any person hiring such rickshaw or by the Executive Officer or any employee of the Cantonment Board authorised in this behalf. The licence shall contain a bust photograph of the licensee (driver) which shall be supplied by him at his own cost;
- (b) that the licensee shall always when propelling a licensed rickshaw, wear on his arm the metal badge which shall be supplied to him at the cost of annas four by the Cantonment Board, when the licence is issued to him;
- (c) that the licensee shall always when propelling a licensed rickshaw, wear a shirt, a trouser and cap and shall keep such clothing in a clean and tidy condition;
- (d) that the licensee shall not demand any fare in excess of the fares specified in the schedule annexed hereto;
- (e) that the licensee shall not propel a licensed rickshaw while in a state of drunkenness or while suffering from any infectious or contagious disease, and shall not, while in charge of a licensed rickshaw use insulting, abusive or obscene language or make any objectionable gestures;
- (f) that the licensee shall not carry or permit to be carried in the licensed rickshaw, person exceeding the number specified in bye-law 7;
- (g) that the licensee shall not, when not engaged for hire park the rickshaw at any place in public street except at a stand allotted for this purpose by the Cantonment Board;
- (h) that should the licensee carry or permit to be carried in a licensed rickshaw of which he is in charge, any person who is suffering from any infectious or contagious disease or the corpse of any person who has died of such disease, he shall immediately after the termination of his engagement for such purpose, intimate the fact to the Executive Officer and shall not subsequently carry any other such passenger in such rickshaw, whether for hire or otherwise, until such rickshaw has been disinfected to the satisfaction of the Executive Officer and a certificate has been granted stating that it can be used without causing risk of infection;
- (i) that the licensee shall not without reasonable cause the burden of proving which shall lie upon him, refuse to let on hire or to propel a licensed rickshaw of which he is in charge if any person demands it;
- (j) that for a breach of these conditions the license may be suspended or cancelled by the Licensing Officer.

12. The maximum fare to be charged for the hire of rickshaws and for persons engaged to propel them, shall be in accordance with the Schedule annexed to these bye-laws.

13. *Penalty.*—Any person committing a breach of any of these bye-laws shall, on conviction by a Magistrate, be punishable with fine which may extend to fifty rupees and, in the case of a continuing breach with an additional fine which may extend to five rupees for every day during which such breach continues after conviction for the first such breach.

## SCHEDULE OF RATES FOR THE HIRE OF LICENSED RICKSHAW

[See bye-laws 8(d) and 11(d).]

	Rs.	AS.	PS.
(1) By time . . . . .			
(a) For the first hour . . . . .	0	10	0
(b) For the second hour . . . . .	0	6	0
(c) For each subsequent hour or part thereof . . . . .	0	4	0
(2) By distance :--			

	Rs.	AS.	PS.
From Cantonment to the Railway Station or <i>vice versa</i> within 3 miles . . . . .	0	8	0
From the Cantonment to Taj & back within 3 miles . . . . .	1	8	0
From the Cantonment to Taj single journey . . . . .	0	8	0
From the Cantt. to Sikandra and back within 4 miles . . . . .	3	0	0
From the Cantt. to Sikandra, single journey . . . . .	1	4	0
From the Cantt. to Dyal Bagh & back within 4 miles . . . . .	2	0	0
From the Cantt. to Dyal Bagh single journey . . . . .	0	12	0
From the Cantt. to Atmadaddola and back within 3 miles . . . . .	1	12	0
From the Cantt. to Atmadaddola single journey . . . . .	0	10	0
From the Cantt. to Fort and back within 3 miles . . . . .	1	4	0
From the Cantt. to Fort single journey . . . . .	0	8	0
From the Cantt. to Jumma Masjid . . . . .	0	6	0

## APPENDIX

## Rickshaw (Vehicle) Licence, Agra Cantt.

Dated 19

Book No.

Receipt No.

No. issued.

Licensee's (Owner's) name

Father's name.

Residence.

Description of Rickshaw.

Period of Licence.

Amount paid Rs.

Licensing Officer, (Executive Officer)  
Agra Cantonment.

## CONDITIONS.

[Photograph of the driver.]

Driving or propelling Licence for Rickshaw plying on hire in Agra Cantonment.

No. of Licence.

Licensee's name.

Father's name.

Age.

Residence.

Period of Licence.  
 Amount paid Rs.  
 Vide Receipt No  
 Dated.

This Licence has been granted in accordance with the conditions\*

Office of the  
 Cantonment Board,  
 Agra.

Licencing Officer  
 (Executive Officer),  
 Agra Cantonment.

Dated 19 .

\*Stated in the Rules 5 to 12 of the Agra Cantonment Board, Bye-laws regulating the Control of Rickshaw plying for hire in the Cantt.

Signature of Licencing Officer.

Renewed for the year.

1949-50.

Receipt No.

Dated L. O

1950-51.

Receipt No.

Dated L.O.

1951-52.

Receipt No.

Dated L. O.

1952-53

Receipt No.

Dated L. O.

This Ministry's notification No. S.R.O. 2, dated 29th April 1950, is hereby cancelled.

[No. 12/9/G/L&C/50/2846-G/51.]

**S.R.O. 123**—In exercise of the powers conferred by clause (39) of the section 282 of the Cantonments Act, 1924 (II of 1924), the Cantonment Board, Kanpur, with the previous sanction of the Central Government, hereby cancels the Bye-laws for the regulation of plans in accordance with the building Bye-laws published with the United Province Government. Municipal Department notification No. 2270/XI-21C, dated 29th July 1929, the intention to do so having been previously published as required by sub-section (3) of section 284 of the said Act.

[No. 12/10/G/L&C/51-132-C.]

**S.R.O. 124.**—In exercise of the powers conferred by section 280 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to direct that the following further amendment shall be made in the Cantonment Account Code, 1924, the same having been previously published as required by sub-section (1) of the said section, namely:—

To sub-rule (1) of rule 37 of the said Rules, the following words shall be *added*, namely:—

"The monthly and progressive totals under each head of the Classified Abstracts shall be checked and signed by the Cantonment Executive Officer",

[No. 14/2/G/L&C/50/2409-G/51.]

**S.R.O. 125.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Ahmednagar, by reason of the acceptance by the Central Government of the resignation of Lt.-Col. Gurdial Singh.

[No. 19/2/G/L&C/50/113-C/51.]

**S.R.O. 126.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Maj. Chandrabhan Singh, as a member of the Cantonment Board, Ahmednagar, vice Lt.-Col. Gurdial Singh, resigned.

[No. 19/2/G/L&C/50/113-C/51.]

**S.R.O. 127.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Deolali, by reason of the acceptance by the Central Government of the resignation of Capt. L. G. Fisher.

[No. 19/6/G/L&C/50/155-G/51.]

**S.R.O. 128.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Lt. (T/C) M. M. AIAPPA as a member of the Cantonment Board, Deolali, vice, Capt. L. G. Fisher, resigned.

[No. 19/6/G/L&C/50/155-C/51.]

**S.R.O. 129.**—Whereas death has occurred of Shri C. B. Joshi, a nominated member of the Cantonment Board, Deolali, it is notified in pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), that a vacancy has occurred in the said Cantonment Board.

[No. 19/6/G/L&C/50/115-C/51.]

**S.R.O. 130.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that Mr. R. B. Phiske, District Deputy Collector and First Class Magistrate, Nasik, has been nominated as a member of the Cantonment Board, Deolali, by the District Magistrate, Nasik, in exercise of the powers conferred on him *vide* section 13(3) (b) *ibid*, vice Shri C. B. Joshi, deceased.

[No. 19/6/G/L&C/50/115-C/51.]

**S.R.O. 131.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Poona, by reason of the acceptance by the Central Government of the resignation of Capt. Puran Singh.

[No. 19/10/G/L&C/50/114-C/51.]

**S.R.O. 132.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Capt K. C. Bhai, as a member of the Cantonment Board, Poona, vice Capt. Puran Singh, resigned.

[No. 19/10/G/L&C/50/114-C/51.]

**S.R.O. 133.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Dehra Dun, by reason of the acceptance by the Central Government of the resignation of Maj. Nasib Singh.

[No. 19/36/G/L&C/50/138-C/51.]

**S.R.O. 134.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Lt.-Col. E. Solomon as a member of the Cantonment Board, Dehra Dun, vice Maj. Nasib Singh, resigned.

[No. 19/36/G/L&C/50/138-C/51.]

**S.R.O. 135.**—In pursuance of the provisions of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the election of the following persons to the Cantonment Board, Kamptee;—

- (1) Shri Narbada Prasad Agarwal.
- (2) Shri Seth Jasraj.
- (3) Shri Partab Chand
- (4) Shri Harnam (Scheduled Caste).

[No. 29/4/G/L&C/49/91-C/51.]

**S.R.O. 136.**—In pursuance of the provisions of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the election of the following persons to the Cantonment Board, Ranikhet:—

- (1) Shri Pokar Mal.
- (2) Shri Phulla Ram.
- (3) Shri Ghasita.

[No. 29/4/G/L&C/49/128-C/51.]

**S.R.O. 137.**—In exercise of the provisions of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the election of Shri Tara Datt Pant, to the Cantonment Board, Nainital.

[No. 29/4/G/L&C/49/143-C/51.]

**S.R.O. 138.**—In exercise of the powers conferred by sub-section 4 of section 26 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to direct that the existing Electoral Roll of Jutogh Cantonment shall continue in operation until a revised Electoral Roll is published in accordance with the Rules.

[No. 29/4/G/L&C/49/171-G/51.]

**S.R.O. 139.**—In exercise of the powers conferred by sub-section (4) of section 26 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to direct that the existing Electoral Roll of Kanpur Cantonment shall continue in operation until a revised Electoral Roll is published in accordance with the Rules.

[No. 29/4/G/L&C/49/173-C/51.]

**S.R.O. 140.**—In exercise of the powers conferred by sub-section (4) of section 26 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to direct that the existing Electoral Roll of Agra Cantonment shall continue in operation until a revised Electoral Roll is published in accordance with the Rules.

[No. 29/4/G/L&C/49/184-C/51.]

**S.R.O. 141.**—In exercise of the powers conferred by sub-section (2) of section 12 of the National Cadet Corps Act 1948 (XXXI of 1948), the Central Government hereby directs that the following amendment shall be made in the notification of the Government of India in the Ministry of Defence No. 360, dated 4th Mar. 1950, namely:—

In the said notification:—

For the entry relating to "S. Balraj Singh," the following shall be substituted:—

"S. Santokh Singh, Headmaster, Government High School, LUDHIANA."

**S.R.O. 142.**—*Corrigendum.*—In M. of D. notn. No. S.R.O. 114, dated 19th Mar. 1951, in clause (i) delete Serial No. 35 and in clause (ii) delete Serial No. 5.

[No. 29/4/G/L&C/49/128-C/51.]

H. M. PATEL, Secy.

